

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application:)
of U.S. Patent No. 6,028,963 : Examiner: Not Yet Assigned
)
HIROSHI KAJIWARA :
) Group Art Unit: NYA
Appln No.: Not Yet Assigned :
)
Filed: Herewith :
)
For: IMAGE ENCODING BASED ON)
 JUDGEMENT ON PREDICTION :
 ERROR)

Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE DECLARATION AND POWER OF ATTORNEY

Sir:

As the below named inventor, I hereby declare and
say that:

1. I believe that I am the original, first
inventor of the subject matter which is claimed in the
subject reissue application and for which a reissue patent is
sought on the invention entitled IMAGE ENCODING BASED ON
JUDGEMENT ON PREDICTION ERROR, the specification of which is
attached hereto.

2. I have reviewed and understand the contents of the reissue application, including the claims.

3. I acknowledge my duty to disclose to the U.S. Patent and Trademark Office all information known to be material to patentability as defined in 37 C.F.R. § 1.56.

4. I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or §365(b), of the foreign applications for patent listed below and have also identified below any foreign application for patent or inventor's certificate or PCT international application having a filing date before that of the application on which priority is claimed:

| <u>Country</u> | <u>Application No.</u> | <u>Filing Date</u> | <u>Priority Claimed</u> |
|----------------|------------------------|--------------------|-------------------------|
| Japan | 8-155501 | June 17, 1996 | Yes |
| Japan | 8-155502 | June 17, 1996 | Yes |

5. I believe that the original U.S. Patent 6,028,963 is partly inoperative by reason of my having claimed more than I had the right to claim; specifically, the claim language "and for encoding the second prediction error

difference on the basis of the judged appearing and unappearing prediction error differences" should not have been included in Claims 1, 7, and 8. During the prosecution of U.S. Patent Application No. 08/874,581, which matured into the above-identified U.S. Patent, I did not appreciate that the above-quoted claim language should not have been included in Claims 1, 7, and 8. After that patent issued, I noticed that the above-quoted claim language should not have been included in Claims 1, 7, and 8. It also was noticed that minor errors appeared throughout the Patent, and that those errors could and should have been corrected during the prosecution of U.S. Patent Application No. 08/874,581 as shown by the underlines and brackets in the present reissue application. All errors which are being corrected in the present reissue application up to the time of filing this declaration arose without any deceptive intent on my part.

6. I hereby appoint the practitioners associated with the firm and Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all

correspondence be addressed to the address associated with
that Customer Number:

FITZPATRICK, CELLA, HARPER & SCINTO

Customer Number: 05514.

I hereby declare that all statements made herein of
my own knowledge are true and that all statements made on
information and belief are believed to be true; and further
that these statements were made with the knowledge that
willful false statements and the like so made are punishable
by fine or imprisonment, or both, under Section 1001 of Title
18 of the United States Code and that such willful false
statements may jeopardize the validity of the application or
any patent issued thereon.

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